

DNRC OWNERSHIP UPDATE DIVIDED INTEREST

Complete one form for each water right that will be divided.
Your water right will be divided into separate water rights based on the information provided.

Submit all three pages of this form with the filing fee, a water right abstract, and a map.

Contact your local DNRC Water Resources Regional Office if you have any questions.

Filing Fee \$50.00

FOR DEPARTMENT USE ONLY

Rec'd Date _____
 Rec'd By _____
 Fee Rec'd \$ _____ Check No. _____
 Payor _____
 Refund \$ _____ Date _____
 Deposit Receipt # _____
 OUID # _____

PART A – GENERAL INFORMATION

1. **DATE OF LAND TRANSFER (SALE)** _____
2. **WATER RIGHT BEING DIVIDED** _____
3. **SELLER (Grantor)** _____
 MAILING ADDRESS _____
 CITY _____ STATE _____ ZIP _____
 PHONE _____ EMAIL _____
4. **BUYER (Grantee)** _____
 MAILING ADDRESS _____
 CITY _____ STATE _____ ZIP _____
 PHONE _____ EMAIL _____
5. **HOW IS THIS WATER RIGHT BEING DIVIDED?** Please check only one.
☐ The water right is being divided as specifically identified in a deed, contract for deed, or other recorded document. (Attach copy)
☐ The water right is being divided proportionately between the buyer and seller based on the place of use described in the water right.
6. **WATER RIGHT ABSTRACT** A current DNRC general abstract of the water right being divided must be submitted. To receive DNRC generated water right abstracts, email the DNRC at the following web address: waterabstract@mt.gov or contact the regional office serving your area.
7. **MAP** A map must be provided. An aerial photo is preferred. You may also use a scaled map, county plat or quad map showing township and range, section corners, and a north arrow. Identify on the map:
 - a. The place of use the seller is retaining;
 - b. The place of use the buyer is receiving; and
 - c. The location of any irrigated acres.

IMPORTANT NOTES

- If you want to change or add a point of diversion, place of use, place of storage, or purpose of use of a water right you must first file a change application with the DNRC.
- The combined portions of a divided water right cannot exceed the total flow rate, volume, or period of diversion of the original right.
- The DNRC has no jurisdiction concerning easement, right-of-way, and zoning matters. The buyer and seller must make these provisions where necessary.
- There may be ongoing court action regarding this water right and terms and conditions applicable to the exercise of the divided right. The buyer should be familiar with all aspects of the right received.

PART B – SELLER’S PORTION

(Attach additional sheets if necessary)

1. **SELLER’S NAME** _____

2. PORTION OF WATER RIGHT RETAINED

Flow Rate (gpm/cfs) _____

Purpose of Use _____ Volume (acre-feet) _____

Purpose of Use _____ Volume (acre-feet) _____

3. POINT OF DIVERSION (describe the location to the nearest 10 acres, three quarter sections)

_____ 1/4 _____ 1/4 _____ 1/4 Section _____ Twp _____ N/S Range _____ E/W County _____

Lot _____ Block _____ Tract No. _____ Subdivision Name _____

Government Lot _____ COS _____

_____ 1/4 _____ 1/4 _____ 1/4 Section _____ Twp _____ N/S Range _____ E/W County _____

Lot _____ Block _____ Tract No. _____ Subdivision Name _____

Government Lot _____ COS _____

4. PLACE OF USE

Purpose of Use _____ County _____

_____ acres _____ 1/4 _____ 1/4 _____ 1/4 Sec _____ TWP _____ N/S RGE _____ E/W

_____ acres _____ 1/4 _____ 1/4 _____ 1/4 Sec _____ TWP _____ N/S RGE _____ E/W

_____ acres _____ 1/4 _____ 1/4 _____ 1/4 Sec _____ TWP _____ N/S RGE _____ E/W

_____ acres _____ 1/4 _____ 1/4 _____ 1/4 Sec _____ TWP _____ N/S RGE _____ E/W

_____ Total Acres

Lot _____ Block _____ Tract No. _____ Subdivision Name _____

Geocode(s) _____ COS _____

Government Lot _____

Purpose of Use _____ County _____

_____ acres _____ 1/4 _____ 1/4 _____ 1/4 Sec _____ TWP _____ N/S RGE _____ E/W

_____ acres _____ 1/4 _____ 1/4 _____ 1/4 Sec _____ TWP _____ N/S RGE _____ E/W

_____ acres _____ 1/4 _____ 1/4 _____ 1/4 Sec _____ TWP _____ N/S RGE _____ E/W

_____ acres _____ 1/4 _____ 1/4 _____ 1/4 Sec _____ TWP _____ N/S RGE _____ E/W

_____ Total Acres

Lot _____ Block _____ Tract No. _____ Subdivision Name _____

Geocode(s) _____ COS _____

Government Lot _____

5. SIGNATURE

I CERTIFY UNDER PENALTY OF FALSE SWEARING THAT THE INFORMATION APPEARING HERE IS TO THE BEST OF MY KNOWLEDGE TRUE AND CORRECT.

Seller Signature: _____

Date: _____

Seller Signature: _____

Date: _____

PART C - BUYER'S PORTION

(Attach additional sheets if necessary. If more than one buyer, add sheets showing each buyer's portion.)

1. **BUYER'S NAME** _____

2. PORTION OF WATER RIGHT ACQUIRED

Flow Rate (gpm/cfs) _____

Purpose of Use _____ Volume (acre-feet) _____

Purpose of Use _____ Volume (acre-feet) _____

3. POINT OF DIVERSION (describe the location to the nearest 10 acres, three quarter sections)

_____ 1/4 _____ 1/4 _____ 1/4 Section _____ Twp _____ N/S Range _____ E/W County _____

Lot _____ Block _____ Tract No. _____ Subdivision Name _____

Government Lot _____ COS _____

_____ 1/4 _____ 1/4 _____ 1/4 Section _____ Twp _____ N/S Range _____ E/W County _____

Lot _____ Block _____ Tract No. _____ Subdivision Name _____

Government Lot _____ COS _____

4. PLACE OF USE

Purpose of Use _____ County _____

_____ acres _____ 1/4 _____ 1/4 _____ 1/4 Sec _____ TWP _____ N/S RGE _____ E/W

_____ acres _____ 1/4 _____ 1/4 _____ 1/4 Sec _____ TWP _____ N/S RGE _____ E/W

_____ acres _____ 1/4 _____ 1/4 _____ 1/4 Sec _____ TWP _____ N/S RGE _____ E/W

_____ acres _____ 1/4 _____ 1/4 _____ 1/4 Sec _____ TWP _____ N/S RGE _____ E/W

_____ Total Acres

Lot _____ Block _____ Tract No. _____ Subdivision Name _____

Geocode(s) _____ COS _____

Government Lot _____

Purpose of Use _____ County _____

_____ acres _____ 1/4 _____ 1/4 _____ 1/4 Sec _____ TWP _____ N/S RGE _____ E/W

_____ acres _____ 1/4 _____ 1/4 _____ 1/4 Sec _____ TWP _____ N/S RGE _____ E/W

_____ acres _____ 1/4 _____ 1/4 _____ 1/4 Sec _____ TWP _____ N/S RGE _____ E/W

_____ acres _____ 1/4 _____ 1/4 _____ 1/4 Sec _____ TWP _____ N/S RGE _____ E/W

_____ Total Acres

Lot _____ Block _____ Tract No. _____ Subdivision Name _____

Geocode(s) _____ COS _____

Government Lot _____

5. SIGNATURE

I CERTIFY UNDER PENALTY OF FALSE SWEARING THAT THE INFORMATION APPEARING HERE IS TO THE BEST OF MY KNOWLEDGE TRUE AND CORRECT.

Buyer Signature: _____

Date: _____

Buyer Signature: _____

Date: _____